

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

CSX TRANSPORTATION, INC.,

Plaintiff,

v.

NORFOLK SOUTHERN RAILWAY
COMPANY, *et al.*,

Defendants.

Case No. 2:18-cv-530

**DEFENDANT NORFOLK SOUTHERN RAILWAY COMPANY’S
MOTION TO EXCLUDE OPINIONS OF PROFESSOR HOWARD P. MARVEL**

Defendant Norfolk Southern Railway Company (“NS”), by counsel, moves this Court to exclude the expert witness proffered by Plaintiff CSX Transportation, Inc. (“CSX”), Professor Howard P. Marvel, under the Federal Rules of Evidence 702. A Memorandum of Support filed contemporaneously details the factual and legal grounds supporting this Motion, and a proposed order granting the requested relief is attached as Exhibit 1.

WHEREFORE, for the reasons stated in the accompanying Memorandum, NS respectfully requests the Court exclude all opinions and testimony by Professor Marvel.

Dated: October 13, 2022

Respectfully submitted,

/s/ Alan Wingfield

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